

THE LAW OFFICE OF  
**JOSEPH DiBENEDETTO, P.C.**  
THE WOOLWORTH BUILDING  
233 BROADWAY, SUITE 2707  
NEW YORK, NEW YORK 10279  
WWW.DIBENEDETTOLAW.COM

JOSEPH DiBENEDETTO\*  
\*ADMITTED IN NY, NJ & DC

TELEPHONE: (212) 608-5858

FACSIMILE: (212) 732-5431

EDWARD S. PANZER  
MARIO J. DeROSSI  
OF COUNSEL

March 20, 2012

**VIA E.C.F.**

The Honorable Sandra L. Townes  
United States District Judge  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

**Re: United States v. Michael Virtuoso**  
**Docket No. 11 CR 508 (SLT)**

Dear Judge Townes:

I am writing to request that Mr. Virtuoso's sentencing, currently scheduled for Monday, March 26, 2012 at 11:30 A.M. be adjourned to any day and time the week of May 1, 2012 or on a date and time thereafter that is convenient for the Court.

Mr. Virtuoso has been recently diagnosed with a hernia. The physicians at the Metropolitan Correction Center (MCC) have recommended surgery and are currently coordinating the surgery with an outside facility.

More importantly, Mr. Virtuoso is experiencing significant pain when moving because of the hernia. As a result, he can not stand or remain seated for extended periods of time and has been prescribed pain medication. Accordingly, defense counsel does not wish to expose Mr. Virtuoso to the process of being transported to and from court given his current physical impediments and medical condition.

I have been in constant contact with legal counsel for the MCC and they have informed me that while they can not provide me

JOSEPH DiBENEDETTO, P.C.

with a definite date for surgery based on institutional regulations, they believe that surgery will likely occur within approximately three weeks.

Therefore, based on Mr. Virtuoso's constant pain and incumbent surgery, it is respectfully requested that Mr. Virtuoso's sentencing be adjourned until any day and time the week of May 1, 2012 or on a date and time thereafter that is convenient for the Court, so that he may have sufficient opportunity to recover from surgery and be fit for sentencing.

I have spoken with A.U.S.A. Stephen Frank and consents to the aforementioned request.

Respectfully submitted,



Joseph DiBenedetto

cc: Mr. Stephen Frank,  
Assistant United States Attorney  
(Via E.C.F.)